

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MICHAEL GRAHAM,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civil Action No. 06-1588
	)	Chief Judge Ambrose
PENNSYLVANIA BOARD of PROBATION	)	Magistrate Judge Caiazza
and PAROLE, et al.,	)	
	)	
Respondents.	)	

**MEMORANDUM ORDER**

Michael Graham's Petition for Writ of Habeas Corpus was received by the Clerk of Court on November 20, 2006, and was referred to United States Magistrate Judge Francis X. Caiazza for pretrial proceedings in accordance with the Magistrates Act, 28 U.S.C. § 636(b)(1), and Rules 72.1.3 and 72.1.4 of the Local Rules for Magistrates.

The Magistrate Judge's Report and Recommendation, filed on May 15, 2007, recommended that the Petition for Writ of Habeas Corpus filed by Petitioner Graham be denied as moot and that a certificate of appealability be denied. The parties were allowed ten days from the date of service to file objections, and the Court extended the objections period until July 6, 2007, at the Petitioner's request (Doc. 16). The Petitioner filed objections on July 2, 2007 (Doc. 17).

After de novo review of the pleadings and documents in the case, together with the Report and Recommendation and the objections thereto, the following order is entered:

AND NOW, this 12<sup>th</sup> day of July, 2007,

IT IS HEREBY ORDERED that the Petition for Writ of Habeas Corpus filed by Michael Graham is denied as moot, and a certificate of appealability is denied.

The Report and Recommendation of Magistrate Judge Caiazza, (Doc. 14), dated May 15, 2007, is adopted as the opinion of the court.

s/Donetta Ambrose  
Donetta Ambrose  
Chief U.S. District Court Judge

cc:  
MICHAEL GRAHAM  
310 Giffin Avenue  
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